

1 HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND  
2 Special Minutes of the Board of Trustees  
3 Tuesday, February 10, 2009  
4

5 TRUSTEES PRESENT

6 Ms. Marie Laderta, Chairperson	Dr. Carl Daeufer
7 Ms. Barbara Annis, Vice Chairperson	Mr. Guy Fujio
8 Ms. Elizabeth Ho, Secretary-Treasurer	Mr. George Kahooohanohano
9 Mr. Ronald Boyer	Mr. Stanley Shiraki
10 Mr. Darwin Ching	

11  
12 TRUSTEES ABSENT

13 Mr. John Radcliffe  
14

15 ATTORNEY

16 Mr. Russell Suzuki, Deputy Attorney General  
17

18 EUTF STAFF

19 Mr. James Williams, Administrator	Mr. Mark Fukuhara, Consultant
20 Mr. Lawrence Nishihara	Ms. Joni Tamayo-Wilson, Consultant
21 Ms. Maria Quartero	
22 Ms. Donna Tonaki	

23  
24 OTHERS PRESENT

25 Ms. Lynette Arakawa, HDS	Ms. Bonny Kahalewai, Standard Insurance
26 Ms. Nikki Bassett, NMHC	Ms. Wanda Kimura, B&F
27 Ms. Sandra Benevides, Kaiser Permanente	Ms. Alice Kotake, HSTA-R
28 Ms. Monica Engle, VSP	Ms. Doreen Kuroda, DHRD
29 Ms. Venus Gabuyo RSN	Mr. Derek Mizuno, HGEA
30 Ms. Susan Goya, HGEA	Mr. Maurice Morita, HSTA
31 Mr. John Hamakawa, HMSA	Ms. Gertrude Nitta, HGEA-R
32 Ms. Vanelle Hirayasu, HMA	Ms. Valerie Trechter, Kaiser Permanente
33 Ms. Fran Kagawa, HGEA-R	

34  
35  
36 I. CALL TO ORDER

37 The special board meeting of the Board of Trustees was called to order at 9:00 a.m. by  
38 Trustee Marie Laderta, Chairperson, in EUTF Conference Room, 201 Merchant Street,  
39 Honolulu, Hawaii, on Wednesday, January 28, 2009.  
40

41 Chair Laderta welcomed and introduced new Trustee Ronald Boyer who has been  
42 appointed to succeed Trustee Reifurth, who submitted his resignation to the Governor last  
43 week.  
44

45 MOTION was made for the Board to amend the agenda to add the appointment of  
46 Trustee Boyer to the Investment Committee. (Ho/Shiraki) The motion passed  
47 unanimously. (Employer Trustees-5/Employee-Beneficiary Trustees-4)  
48

1  
2 MOTION was made for the Board to approve the appointment of Trustee Boyer to the  
3 Investment Committee. (Annis/Ho) The motion passed unanimously. (Employer  
4 Trustees-5/Employee-Beneficiary Trustees-4)  
5

6 II. OTHER REPORTS: None  
7

8 III. UNFINISHED BUSINESS  
9 Deferred to regular meeting on 2/25/09.  
10

11 IV. NEW BUSINESS

12 Positions on Legislative Issues or Legislative Proposals

13 Mr. Williams reported that an update of a list of bills related to the EUTF was in the  
14 Trustees packet. Overview by Mr. Williams regarding the bills related to the EUTF.  
15

16 For the following bills, the administrator recommends that the Board take no position and  
17 that the Administrator monitor the progress of the bills: HB1338, HB1504, HB1571,  
18 HB1573, and HB1714.  
19

20 MOTION was made for the Board to approve the administrator's recommendation that  
21 the Board take no position and that the administrator monitor the progress of bills:  
22 HB1338, HB1504, HB1571, HB1573, and HB1714. (Shiraki/Annis) The motion passed  
23 unanimously. (Employer Trustees-5/Employee-Beneficiary Trustees-4)  
24

25 MOTION was made for the Board to approve the administrator's recommendation to  
26 support HB 1063. (Kahoohanohano/Fujio) The motion passed unanimously. (Employer  
27 Trustees-5/Employee-Beneficiary Trustees-4)  
28

29 MOTION was made for the Board to approve the administrator's recommendation to  
30 support HB 1146. (Daeufer/Fujio) The motion passed unanimously. (Employer  
31 Trustees-5/Employee-Beneficiary Trustees-4)  
32

33 MOTION was made for the Board to approve the administrator's recommendation to  
34 oppose HB 1717. (Kahoohanohano/Fujio)  
35

36 Discussion held by Trustees, staff and deputy attorney general regarding HB 1717 and  
37 how much of the fiduciary responsibility is the Board relinquishing or is the Board being  
38 jeopardized by the way the legislature is coming out on the Board's fiduciary  
39 responsibility and would like the attorney general's opinion. Trustee Kahoohanohano is  
40 concerned about this opening the door for lawsuits for not taking care of constituents. It  
41 seems like the legislature is taking away the fiduciary responsibility from the Board but  
42 the Board still has the liability. Mr. Suzuki stated if the legislature takes away the  
43 prerogative from the Board, then the Board does not have that responsibility. The  
44 Board's responsibility is within the confines of what the Legislation authorizes the Board

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 3

1 to do. Fundamentally, the legislature has the right to give the authority or take it away.  
2 In this case, the policy decision the legislature is going to make is whether or not they  
3 take it away. If they do it is no longer the Board's responsibility. The Board does not  
4 have any choice to even consider that because it would not be part of the Board's  
5 responsibility. If something goes bad because of the decision, it is the legislature's call on  
6 that. It would not affect the Board's liability because they have taken the authority, and  
7 the Board does not have that discretion. Discussion held by Trustees, staff and deputy  
8 attorney general regarding concern about being sued individually. Mr. Suzuki stated that  
9 an individual may sue a Trustee but the Trustee does not have a duty because the  
10 legislature took away that authority. Lawsuits like that would not be successful. Mr.  
11 Suzuki stated that a Trustee can always be sued because the Board does not have  
12 immunity from lawsuits, only judges have that. The Trustees defense would be that they  
13 have no authority because the legislature took away the authority. Discussion held by  
14 Trustees, staff and deputy attorney general regarding concerns that the legislature gives  
15 the authority to the Board then when it does not look good take it back and give the  
16 Board something else. It is not a good way to run a Board with a health plan like the  
17 EUTF has. Mr. Suzuki stated that is why the opportunity is to convince the legislature  
18 that it is not good policy and it is good to oppose the legislature. Mr. Suzuki explained  
19 the legislative process in passing bills. Discussion held by Trustee and staff regarding  
20 submitting strong testimonies to the legislature. Mr. Williams stated, in all cases, in the  
21 update he gives a concise description and reasons but generally in testimonies expanded  
22 depending on the importance of the bill.

23  
24 Mr. Williams stated that Trustees may submit testimony on their own if they feel strongly  
25 about an issue. When submitting a testimony it should indicate that you are speaking as  
26 an individual and not on behalf of the Board and not to use State or EUTF stationery.

27  
28 After discussion held by the Trustees, the motion passed unanimously. (Employer  
29 Trustees-5/Employee-Beneficiary Trustees-4)

30  
31 MOTION was made for the Board to approve the administrator's recommendation to  
32 oppose HB 1718. (Daeufer/Ho)

33  
34 Discussion held by Trustees regarding not taking any position at this time on HB 1718  
35 and other bills such as: HB 1719, HB 1720, HB 1721, HB 1722, HB 1725, HB 1726,  
36 HB 1727 due to the financial situation and that the Board has not made any decisions on  
37 the EUTF plans or rates and other strong concerns that the Board has to take a position on  
38 HB 1718 to support the administrator's recommendation and other bills because it does  
39 have an impact on retirees. Further discussion held by Trustees that the Board still has  
40 time if they wanted to change their position on bills because the legislature will go  
41 through early May. Concerns that if no position is taken now if the legislature passes the  
42 bill it will become law and go to the Governor and the Board will not be able to revise  
43 anything and that the Board's duty is to provide health benefits for retirees and actives.  
44 Further discussion held by Trustees that it is the Board's fiduciary duty to making sure the

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 4

1 costs for employers and employees are reasonable and affordable and a concern was  
2 expressed whether Medicare Part B is reasonable. Mr. Williams stated there has been  
3 discussion on how this bill relates to the issues that are on the table for the Trustees. This  
4 is not a question for the Board but a question for the legislature. This is not on the  
5 agenda at all except whether you support or not this legislation. If the Board thinks this is  
6 sound policy if adopted then he understands the positions but if you read the bill or  
7 summary it is highly questionable whether it is sound policy to arbitrarily set a cut off  
8 date and have one set of benefits for one group of retirees and a different for another  
9 group. Mr. Williams explained when Act 88 was passed it established the EUTF, how it  
10 changed benefits for retirees and how it was done somewhat in an orderly way to give  
11 people a chance to plan ahead. This bill does not do that. The Board should be aware if  
12 they do not take a position it has big repercussions at the Capitol. Basically it is saying  
13 that the Board is responsible for this and does not back the statutes or provisions that it  
14 has been providing. Discussion held by Trustees regarding what was stated by the  
15 administrator and having a different view than the administrator. Concerns that because  
16 there is an unbalanced budget and the Board has not come up with a proposal on the  
17 benefits; therefore no position can be taken at this time until the Board completes  
18 decision making on the EUTF benefit plans. Because it is early, the Board may take a  
19 position later. If the Board is consistent in not taking a position it would be understood  
20 that this Board is still in their own decision making process. Chair Laderta stated in  
21 taking no position at this time, the Board would be keeping its options open. Due to  
22 concerns by some Trustees, the Board would not be waiting until May because bills may  
23 be amended along the way and there will be opportunities for the Board to take a  
24 responsible position. Discussion held by Trustees, staff and deputy attorney general  
25 regarding what would happen if the vote is split. Mr. Suzuki stated it would be the same  
26 result, there would be no authorization for the administrator to provide any testimony but  
27 it can be brought up later. Mr. Suzuki stated the bill can be amended at committee and  
28 the critical point would be if it makes crossover to the other body of the legislature, then  
29 the Board would know that the bill has support of one side of the legislature. There is  
30 still time in the process. Discussion held by Trustees regarding the original motion and  
31 the motion to amend is not a friendly motion but the opposite so out of order and  
32 procedures for motions and voting. Mr. Williams stated at this point, since the motion  
33 has been fully discussed, the Board has to all agree to withdraw the motion.  
34 Trustee Kahooanohano does not agree to withdraw the motion because the administrator  
35 needs to have direction from the Board. Discussion held by Trustees and staff regarding  
36 if the Board ever submitted testimony with language that at this point the Board preserves  
37 its options, not actually testify that the Board is not taking a position, but reserves the  
38 right to come in later with a position. Mr. Williams stated no not in that way. In some  
39 cases when the Board has not taken a position testimony was still provided to give  
40 information to let the legislature know that the EUTF is there and not ignoring the bill. In  
41 a general way it has been done but not quite the way it was described. Discussion held  
42 by Trustees and staff regarding if a motion is withdrawn it can be brought back and if the  
43 original motion is withdrawn would the new motion have the same affect as no position.  
44 Mr. Derek Mizuno of HGEA commented what is the fiduciary responsibility of the

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 5

1 Board. It's to the employee-beneficiaries, and he does not think it stands with the State  
2 finances. There are two separate issues. It seems that some people are trying to wear two  
3 hats. This hat is for the best interest of the employee-beneficiaries. Benefits are being  
4 taken away from employee-beneficiaries and the Board should oppose that and on the  
5 other side when the State looks at their finances that hat come on. It seems there is a  
6 mixing of the two and should it be a question for the Attorney General. Who is the Board  
7 responsible to? Mr. Suzuki stated that the Board has an obligation to every member of  
8 the system, retirees as well as the actives. The problem is that if there is a financial  
9 situation as predicted or stated, the shortage of the revenues is going to affect everybody.  
10 To the extent the Board favors protecting one interest the ultimate result it is going to  
11 affect cost increase for the rest of the population. The Board needs a rational basis why  
12 you are distinguishing one group from the other. If the economy is the reason then if the  
13 Board tries to protect this group, it's going to cause cost increases for the other side. It is  
14 not as simple as to say you protect all interest because the Board's fiduciary duties are to  
15 everybody. That is why to say this is your position right now is premature because you  
16 do not have all the facts. If the Board can determine their position later down the road  
17 when you can get more information that is exercising your fiduciary responsibilities to  
18 the entire membership. Trustee Ching stated he wants to clarify the Board's fiduciary  
19 duties for members of the public that is in Chapter 87A, 15 "the board shall administer  
20 and carry out the purpose of the fund. Health and other benefit plans shall be provided at  
21 a cost affordable to both the public employers and the public employees". The fiduciary  
22 duties extend to costs affordable to both sides. Discussion held by Trustees regarding  
23 what is down the road because once the hearings are over, it is over. Mr. Suzuki stated  
24 what they are saying is that the hearings have just started and that it goes through the  
25 process. Even if it passes one house of the legislature it still has to cross over. It is at  
26 that point of time that you get a better idea as to what the feature of the bill will be  
27 because it might face amendments by the committee. At that point there is still time to  
28 testify in about a month or two down the road. The Board would need to meet again to  
29 take a position. Discussion held by Trustees regarding what would happen if a motion  
30 deadlocks. Trustee Kahooohanohano is concerned if the Board takes no position what  
31 direction is there for the administrator because he would be unable to submit testimony.  
32 From prior experience with the legislature when a testimony is submitted three fourths  
33 into the game, the legislature will question why you were not testifying up front. If you  
34 did not have concerns up front why are you here now unless there are amendments to the  
35 bill. Discussion held by Trustees and staff regarding the withdrawal of the original  
36 motion and only one Trustee objected but what about the other Trustees. Mr. Williams  
37 explained according to Robert's Rules, when a motion is made and seconded it becomes  
38 the property of the body, sometimes immediately after that the maker of the motion  
39 decides they do not want to make it and with the permission of the person who seconded  
40 and if there has not been discussion then the group allows the motion to be withdrawn. In  
41 this case, there was extensive discussion. At that point the motion does not belong to the  
42 maker or seconder but belongs to the body. The only way it can be withdrawn is for all  
43 the members of the group to agree that it can be withdrawn. Mr. Suzuki stated that  
44 Robert's Rules is the guiding principle that is not legally binding on the Board, it is by

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 6

1 your by-laws that the Board adopts. As long as the Board abides by the sunshine law  
2 which would allow the withdrawal. You would be violating your internal by-laws by not  
3 allowing the motion to be withdrawn in the fashion the administrator mentioned. The  
4 Board would be offending Robert's Rules but you would not be offending the sunshine  
5 law.

6  
7 After discussion held by the Trustees, the motion failed. (Employer Trustees-5 NO  
8 Annis, Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-4 YES-Daeufer,  
9 Fujio, Ho, Kahooohanohano)

10  
11 MOTION was made for the Board to take no position at this time on HB 1718.  
12 (Daeufer/Ho)

13  
14 Recess at 10:05 and reconvened at 10:10 a.m.

15  
16 MOTION TO AMEND was made for the Board to include monitor bill and submit  
17 testimony stating the Board preserves its options and reserves the right to come in later  
18 with a position on HB 1718. (Ching/Annis) The motion passed. (Employer Trustees-  
19 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahooohanohano)

20  
21 MAIN MOTION AS AMENDED: for the Board to take no position at this time, monitor  
22 bill and submit testimony stating the Board preserves its options and reserves the right to  
23 come in later with a position on HB 1718. The motion passed. (Employer Trustees-  
24 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahooohanohano)

25  
26 Trustee Ching disclosed that he is affected by HB 1719 because it is within his age.  
27 Discussion held by Trustees regarding concerns that this bill punishes certain individual  
28 groups and other concerns like other bills unable to take a position and that bills will  
29 benefit one group at the expense of another group. Further discussion held by Trustees  
30 that most of the Board is in the system and somehow affected by these bills. Mr. Suzuki  
31 said Trustees just need to make disclosure then they are able to vote.

32  
33 MOTION was made for the Board to approve the administrator's recommendation to  
34 oppose HB 1719. (Kahooohanohano/Ho) After discussion by the Trustees, the motion  
35 failed. (Employer Trustees-5 NO-Annis, Boyer, Ching, Laderta, Shiraki/Employee-  
36 Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, Kahooohanohano)

37  
38 MOTION was made for the Board to take no position at this time, monitor bill and  
39 submit testimony stating the Board preserves its options and reserves the right to come in  
40 later with a position on HB 1719. (Ching/Ho) After discussion by the Trustees, the  
41 motion passed. (Employer Trustees-5/Employee-Beneficiary Trustees-3 YES-Daeufer,  
42 Fujio, Ho, NO-Kahooohanohano)

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 7

1 Trustee Kahooohanohano is concerned that these bills are affecting a lot of individuals  
2 who will apply for retirement. It will impact the ERS and EUTF and will not save  
3 money.  
4

5 MOTION was made for the Board to approve the administrator's recommendation to  
6 oppose HB 1720. (Ho/Fujio) After discussion by the Trustees, the motion failed.  
7 (Employer Trustees-5 NO-Annis, Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary  
8 Trustees-3 YES-Daeufer, Fujio, Ho, Kahooohanohano)  
9

10 MOTION was made for the Board to take no position at this time, monitor bill and  
11 submit testimony stating the Board preserves its options and reserves the right to come in  
12 later with a position on HB 1720. (Ho/Ching) The motion passed. (Employer Trustees-  
13 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahooohanohano)  
14

15 Trustee Kahooohanohano stated he cannot go along with any amendments because he  
16 voted to take a position according to the administrator's recommendation. Trustee Ho  
17 stated if the Board does not take position on the bills the issue will die. She wants to  
18 keep it alive so in the future the Board may review these bills again.  
19

20 MOTION was made for the Board to approve the administrator's recommendation to  
21 oppose HB 1721. (Ho/Daeufer) The motion failed. (Employer Trustees-5 NO-Annis,  
22 Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio,  
23 Ho, Kahooohanohano)  
24

25 MOTION was made for the Board to take no position at this time, monitor bill and  
26 submit testimony stating the Board preserves its options and reserves the right to come in  
27 later with a position on HB 1721. (Ho/Ching) The motion passed. (Employer Trustees-  
28 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahooohanohano)  
29

30 MOTION was made for the Board to approve the administrator's recommendation to  
31 oppose HB 1722. (Ho/Daeufer)  
32

33 Mr. Suzuki stated if HB 1722 is passed, it will probably be challenged and a lawsuit will  
34 probably be filed against the EUTF Board as the implementing body. Discussion held by  
35 Trustees, staff and deputy attorney general that the deputy attorney general's comment is  
36 contrary to what was said earlier on other bills. Mr. Suzuki stated that earlier the Board  
37 does not have immunity and generally the Board would have good defenses because you  
38 are implementing the law. This bill might have constitutional issues like the Everson  
39 lawsuit. Chair Laderta asked to confirm that there are legal ramifications if the Board  
40 does not oppose. Mr. Suzuki stated yes.  
41

42 After discussion by the Trustees, the motion failed. (Employer Trustees-5 NO-Annis,  
43 Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio,  
44 Ho, Kahooohanohano)

HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 8

1 MOTION was made for the Board to take no position at this time, monitor bill and  
2 submit testimony stating the Board preserves its options and reserves the right to come in  
3 later with a position on HB 1722. (Ho/Ching) After discussion held by the Trustees, the  
4 motion passed. (Employer Trustees-5/Employee-Beneficiary Trustees-3 YES-Daeufer,  
5 Fujio, Ho, NO-Kahoohanohano)

6  
7 Discussion held by Trustees, staff, and deputy attorney general regarding submitting a  
8 testimony for HB 1772. Mr. Williams stated that he is uncomfortable writing the  
9 testimony and it would need to go through the Attorney General's office. Mr. Suzuki  
10 stated that the Attorney General's office is the proper body.

11  
12 MOTION was made for the Board to take no position and no testimony on HB 1723.  
13 (Ho/Shiraki) The motion passed unanimously. (Employer Trustees-5/Employee-  
14 Beneficiary Trustees-4)

15  
16 MOTION was made for the Board to take no position on HB 1724. (Shiraki/Fujio) The  
17 motion passed unanimously. (Employer Trustees-5/Employee-Beneficiary Trustees-4)

18  
19 MOTION was made for the Board to approve the administrator's recommendation to  
20 oppose HB 1725. (Ho/Daeufer) The motion failed. (Employer Trustees-5 NO-Annis,  
21 Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio,  
22 Ho, Kahoohanohano)

23  
24 MOTION was made for the Board to take no position at this time, monitor bill and  
25 submit testimony stating the Board preserves its options and reserves the right to come in  
26 later with a position on HB 1725. (Ho/Ching) The motion passed. (Employer Trustees-  
27 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahoohanohano)

28  
29 MOTION was made for the Board to approve the administrator's recommendation to  
30 oppose HB 1726. (Kahoohanohano/Ho) The motion failed. (Employer Trustees-5 NO-  
31 Annis, Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-3 YES-Daeufer,  
32 Fujio, Ho, Kahoohanohano)

33  
34 MOTION was made for the Board to take no position at this time, monitor bill and  
35 submit testimony stating the Board preserves its options and reserves the right to come in  
36 later with a position on HB 1726. (Ho/Ching) The motion passed. (Employer Trustees-  
37 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahoohanohano)

38  
39 MOTION was made for the Board to approve the administrator's recommendation to  
40 oppose HB 1727. (Ho/Daeufer)

41  
42 Discussion held by Trustees and staff regarding if HB 1727 affects retirees.  
43 Mr. Williams stated yes, it affects all employee-beneficiaries.  
44 After discussion by the Trustees, the motion failed. (Employer Trustees-5 NO-Annis,



HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND

Special Board of Trustees Meeting

February 10, 2009 Minutes

PAGE 9

1 Boyer, Ching, Laderta, Shiraki/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio,  
2 Ho, Kahooohanohano)

3  
4 MOTION was made for the Board to take no position at this time, monitor bill and  
5 submit testimony stating the Board preserves its options and reserves the right to come in  
6 later with a position on HB 1727. (Ho/Ching) The motion passed. (Employer Trustees-  
7 5/Employee-Beneficiary Trustees-3 YES-Daeufer, Fujio, Ho, NO-Kahooohanohano)

8  
9 Discussion held by Trustees and staff regarding EUTF exempt and civil service positions,  
10 how HB 1287 will change the status of exempt positions, concerns expressed by some  
11 Trustees that all positions should be civil service except some managerial positions, and  
12 the current number of EUTF civil service positions. Mr. Williams stated the EUTF  
13 currently has 7 civil service positions. Discussion held by Trustees and staff regarding  
14 the Board's option that they currently have the ability to convert positions through  
15 DHRD. Mr. Williams stated that he sat in on the hearing and that the administration  
16 (DHRD and DLIR) is opposing the entire bill.

17  
18 MOTION was made for the Board to approve the administrator's recommendation to take  
19 no position on the overall of HB 1287 and to ask to amend HB 1287 to delete Section 6,  
20 paragraph 17. (Ho/Daeufer) After discussion by the Trustees, the motion passed  
21 unanimously. (Employer Trustees-5/Employee-Beneficiary Trustees-4)

22  
23 MOTION was made for the Board to approve that SB 1122 is applicable to the motion  
24 made on HB 1287. (Ho/Fujio) The motion passed unanimously. (Employer Trustees-  
25 5/Employee-Beneficiary Trustees-4)

26  
27 MOTION was made for the Board to approve the administrator's recommendation to take  
28 no position and to monitor SB 424, SB 1553, and SB 1566. (Kahooohanohano/Ho) The  
29 motion passed unanimously. (Employer Trustees-5/Employee-Beneficiary Trustees-4)

30  
31 MOTION was made for the Board to approve the administrator's recommendation to  
32 support SB 380. (Daeufer/Kahooohanohano) The motion passed unanimously.  
33 (Employer Trustees-5/Employee-Beneficiary Trustees-4)

34  
35 Mr. Williams stated that the Board earlier took a position to support HB 1063 and that the  
36 Senate version is SB 881.

37  
38 MOTION was made for the Board to approve the administrator's recommendation to  
39 support SB 881. (Ho/Shiraki) The motion passed unanimously. (Employer Trustees-  
40 5/Employee-Beneficiary Trustees-4)

1 V. COMMUNICATIONS FROM THE PUBLIC AND INPUT FROM ATTENDEES

2  
3 VI. FUTURE AGENDA ITEMS AND NEXT MEETING DATE

4 A. February 25, 2009 – Regular Board meeting.

5  
6 There being no objections by the Trustees, the secretary will poll Trustees to schedule a  
7 tentative Special Board meeting on March 17 or 18, 2009 if needed.

8  
9 VII. ADJOURNMENT

10 There being no objections by the Trustees, the meeting adjourned at 10:59 a.m.

11  
12 Respectfully submitted,

13  
14  
15 /s/

16  
17 \_\_\_\_\_  
18 Elizabeth Ho, Secretary-Treasurer

19 APPROVED on March 18, 2009.

20  
21 Documents Distributed:

- 22  
23 1. Proposed Legislation Affecting EUTF, House Bills Introduced in 2009 Session dated  
24 2/04/09. (6 pages)
- 25 2. Proposed Legislation Affecting EUTF, Senate Bills Introduced in 2009 Session dated  
26 2/04/09. (2 pages)
- 27 3. Proposed Legislation Affecting EUTF, House and Senate Bills Introduced in 2009  
28 Session dated. 2/05/09. (2 pages)
- 29